

ITW

PTO/SB/21 (01-08)

Approved for use through 05/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



## TRANSMITTAL FORM

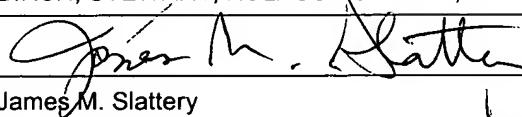
(to be used for all correspondence after initial filing)

		Application Number	10/521,567-Conf. #4049
		Filing Date	August 29, 2005
		First Named Inventor	Kiyoshi MIYASHITA
		Art Unit	1795
		Examiner Name	C.L. Rademaker
Total Number of Pages in This Submission	5	Attorney Docket Number	5759-0101PUS1

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Reply to Election of Species
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	BIRCH, STEWART, KOLASCH & BIRCH, LLP		
Signature			
Printed name	James M. Slattery		
Date	July 11, 2008	Reg. No.	28,380



Docket No.: 5759-0101PUS1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Kiyoshi MIYASHITA et al.

Application No.: 10/521,567

Confirmation No.: 4049

Filed: August 29, 2005

Art Unit: 1795

For: METHOD FOR PREPARING COLLOIDAL  
SOLUTION; CARRIER HAVING  
COLLOIDAL PARTICLES FIXED ON  
SURFACE THEREOF, FUEL CELL  
CATHODE, FUEL CELL ANODE AND  
METHODS FOR MANUFACTURING THE  
SAME AND FUEL CELL USING THE SAME;  
AND LOW TEMPERATURE OXIDATION  
CATALYST AND METHOD

Examiner: C. L. Rademaker

**REPLY TO ELECTION OF SPECIES REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the Examiner's Election of Species Requirement dated June 11, 2008, the following remarks are respectfully submitted in connection with the above-identified application.

This reply includes: Amendments to the Claims and Remarks.

**For the purpose of examination of the present application, Applicants elect, with traverse, Species G, including independent claim 7 and dependent claims 8-12. The Examiner has stated that claims 8-30 are generic.**